

RESOLUTION NO. 19-762

A RESOLUTION of the City of Federal Way, Washington, establishing ballot title and explanatory statement for an advisory vote on whether to allow marijuana-related businesses in the City and directing transmittal to King County Elections.

WHEREAS, the issue of whether to allow marijuana-related businesses to locate in the City has long been a matter of contention among residents; and

WHEREAS, the City Council wishes to have a definitive representation of the public will about this issue and believes an advisory vote will provide this; and

WHEREAS, on June 4, 2019, the City Council unanimously authorized an advisory vote of Federal Way residents regarding whether the City Council should enact an ordinance allowing marijuana-related businesses to locate within the City of Federal Way.

NOW THEREFORE, THE CITY COUNCIL OF THE CITY OF FEDERAL WAY, RESOLVES AS FOLLOWS:

Section 1. The City shall submit a ballot proposition for an advisory vote at the November 5, 2019 general election. This vote is advisory only, which means that the City Council will not be legally bound by its results, but will carefully consider the results of the advisory vote in making any decision regarding marijuana-related businesses.

Section 2. The ballot title and explanatory note to be submitted at the general election on November 5, 2019, shall be as follows:

BALLOT TITLE

CITY OF FEDERAL WAY ADVISORY PROPOSITION NO. 1

Allowing Marijuana-Related Businesses
in the City of Federal Way

Should the Federal Way City Council enact an ordinance allowing marijuana-related businesses within the City of Federal Way?

_____ YES

_____ NO

EXPLANATORY STATEMENT

The City of Federal Way currently prohibits marijuana-related businesses from locating or operating within the City of Federal Way.

This ballot proposition is a non-binding advisory vote that allows residents to inform the Federal Way City Council whether they are for or against marijuana-related businesses locating within the City of Federal Way. A “YES” vote means the voter is in favor of marijuana-related businesses locating within the City of Federal Way. A “NO” vote means the voter is against marijuana-related businesses locating within the City of Federal Way.

Section 3. The City Clerk is authorized and directed to file a certified copy of this resolution with King County Elections.

Section 4. The City Council also hereby requests that the ballot title, explanatory statement, and committee statements, if obtained, be published in the Local Voters’ Pamphlet.

Section 5. Severability. If any section, sentence, clause or phrase of this resolution should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause, or phrase of this resolution.

Section 6. Corrections. The City Clerk and the codifiers of this resolution are authorized to make necessary corrections to this resolution including, but not limited to, the correction of scrivener/clerical errors, references, resolution numbering, section/subsection numbers and any references thereto.

Section 7. Ratification. Any act consistent with the authority and prior to the effective date of this resolution is hereby ratified and affirmed.

Section 8. Effective Date. This resolution shall be effective immediately upon passage by the Federal Way City Council.

RESOLVED BY THE CITY COUNCIL OF THE CITY OF FEDERAL WAY,
WASHINGTON this 2nd day of July, 2019.

CITY OF FEDERAL WAY:



JIM FERRELL, MAYOR

ATTEST:



STEPHANIE COURTNEY, CMC, CITY CLERK

APPROVED AS TO FORM:



J. RYAN CALL, CITY ATTORNEY

FILED WITH THE CITY CLERK: 06/26/2019
PASSED BY THE CITY COUNCIL: 07/02/2019
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